

I	Agency Name <i>Mesa Police Department</i>
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D	

INCIDENT / INVESTIGATION REPORT

OCA	2008-0910054
Date / Time Reported	
<i>MO Mar 31, 2008</i>	01:53

E	#1	Crime Incident <i>INFORMATION-OTHER</i>	UCR: 999	Local Statute: 00-4050	.. Att <input checked="" type="checkbox"/> Com	Occurred From <i>MO Mar 31, 2008</i>	01:53
N	#2	Crime Incident	UCR:	Local Statute:	.. Att <input type="checkbox"/> Com	At Found <i>MO Mar 31, 2008</i>	01:53
T	#3	Crime Incident	UCR:	Local Statute:	.. Att <input type="checkbox"/> Com		

Location of Incident	<i>154 N Mesa Dr Apt. Int, Mesa, AZ 85203</i>	Premise Type	<i>Highway/Road/Alley</i>	Offense Tract	<i>ALL</i>
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MO	How Attacked or Committed					
	Weapon / Tools			Forcible Entry	.. Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/> N/A

V	I	C	# Victims	Type Society/ Public	Injury None	Residency Status		
V1				Victim/Business Name (Last, First, Middle)		Victim of Crime # <i>I</i>	Age / DOB	Race Sex

T	I	M	Home Address	<i>130 N Robson, Mesa, AZ 85201</i>		Home Phone	<i>(480) 644-2211</i>
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	Employer Name/Address		Business Phone
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VYR	Make	Model	Style	Color	Lic/Lis	VIN
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O	T	H	E	R	S	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim) I = Other Involved				
V	T	H	E	R	S	Code Name (Last, First, Middle)				
I	N	V	O	L	V	Victim of Crime #				
N	I	V	O	H	E	Age / DOB				
V	N	O	L	Home Address		Home Phone				
E	D			Employer Name/Address		Business Phone				

ID	Approving Officer Signature <i>(14859) MORA, H</i>	Approval Date <i>04/03/2008 11:15:01</i>	Approving Supervisor Signature <i>(10016) LANDATO, A</i>	Approval Date <i>04/07/2008 07:05:40</i>
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	Complainant Signature	Case Status: <i>Field Closed</i> <i>March 31, 2008</i>	Case Disposition:
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DR# : 2008-0910054

O F F N D R	Offender(s) Suspected of Using		Offender 1 SU2		Offender 2		Offender 3		Primary Offender Resident Status	
	.. Drugs <input checked="" type="checkbox"/> N/A		Age: 35	Race: W Sex: M	Age:	Race:	Sex:	Age:	Race:	Sex:
	.. Alcohol		Offender 4		Offender 5		Offender 6		<input checked="" type="checkbox"/> Resident	
	.. Computer		Age:	Race:	Sex:	Age:	Race:	Sex:	.. Non-Resident	
			Age:	Race:	Sex:	Age:	Race:	Sex:	.. Unknown	
S U	Name (L, F M) <i>Ready, Jason Todd</i> SU2 AKA Jame Ready					Home Address <i>51676 W Mayer Blvd, Maricop, AZ</i>			Home Phone (480) 255-5266	
P E C	Occupation <i>Courier</i>		Business Address <i>Auto Zone / 752 E SOUTHERN</i>						Business Phone (480) 844-8300	
T	DOB. / Age 35	Race W	Sex M	Hgt 6'00	Wgt 315	Build	Hair Color <i>Blonde</i>	Eye Color <i>Blue</i>	Hair Length	Glasses
	Scars, Marks, Tattoos, or other distinguishing features (i.e. limp, foreign accent, voice characteristics)									
W I T N E S S	Hat		Shirt/Blouse		Coat/Suit			Socks		
	Jacket		Tie/Scarf		Pants/Dress/Skirt			Shoes		
	Was Suspect Armed?		Type of Weapon				Direction of Travel		Mode of Travel	
	VYR 2005	Make CHEVROLET	Model IMPALA	Style/Doors SEDAN,	Color BLK	Lic/Lis - AZ	Vin 2GIWF52EX59277937			
	Suspect Hate / Bias Motivated: .. Yes <input checked="" type="checkbox"/> No		Type:							
N A R R A T I V E	Name (Last, First, Middle)				D.O.B.	Age	Race	Sex		
	Home Address				Home Phone		Employer			Phone
<p>NARRATIVE:</p> <p>ON 03/31/08 0153HRS I WAS ON ROUTINE PATROL IN MY MARKED PATROL CAR TRAVELING NORTH ON MESA DRIVE TOWARDS UNIVERSITY DRIVE IN THE NUMBER 2 LANE. I OBSERVED AZ/TB6825 TRAVELING A SHORT DISTANCE AHEAD OF ME IN THE NUMBER 1 LANE. I CHANGED LANES TO THE NUMBER 1 LANE AND THE DRIVER MADE AN ABRUPT U TURN AND BEGAN TRAVELING SOUTHBOUND ON MESA DRIVE. DUE TO THE SUSPICIOUS ABRUPT TURN I MADE A U TURN AS WELL AND BEGAN FOLLOWING THE VEHICLE.</p> <p>I WAS FOLLOWING THE VEHICLE IN THE NUMBER 2 LANE SOUTHBOUND ON MESA DRIVE AND THE DRIVER STOPPED AT 2ND STREET BEFORE I COULD RUN THE LICENSE PLATE AND ACTIVATE MY OVERHEADS TO INITIATE A TRAFFIC STOP. I ADVISED DISPATCH OF THE PLATE, STOPPED BEHIND THE VEHICLE AND APPROACHED THE DRIVER.</p> <p>I CONTACTED THE DRIVER AND ASKED HIM IF HE ASSUMED I WAS GOING TO PULL HIM OVER TO WHICH HE REPLIED, "WELL IT WAS KIND OF OBVIOUS YOU WERE BEHIND ME." I ASKED THE DRIVE WHY HE MADE THE ABRUPT U TURN ON MESA DRIVE AND HE STATED HE SAW SOMEONE THAT WAS SUSPICIOUS AT THE CIRCLE K ON THE SOUTHWEST</p>										

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Officer's Narrative (continued)

CORNER AND WHEN HE REALIZED THE PERSON WAS NOT GOING TO COMMIT A CRIME HE TURNED AROUND. I ASKED THE DRIVER FOR HIS DRIVER'S LICENSE AND HE PROVIDED IT TO ME. I IDENTIFIED THE DRIVER WITH HIS ARIZONA DRIVER'S LICENSE AS, JASON TODD READY DOE [REDACTED] I ASKED JASON IF HE HAD ANY WEAPONS IN THE VEHICLE AND HE SAID, "I HAVE AN OPEN CARRY GLOCK ON MY RIGHT HIP." I COULD NOT SEE THE WEAPON ON JASON`S RIGHT SIDE WHILE HE WAS SITTING IN THE DRIVER`S SEAT. I ASKED JASON TO PLACE HIS HANDS ON THE STEERING WHEEL AND HE COMPLIED. I ASKED JASON IF HE HAS A CONCEALED WEAPONS PERMIT AND HE STATED IT WAS EXPIRED. I ASKED JASON IF HE HAD HIS EXPIRED PERMIT WITH HIM AND HE STATED A DPS OFFICER TOOK IT FROM HIM DURING A TRAFFIC STOP BECAUSE IT WAS EXPIRED SO HE DIDN'T HAVE IT WITH HIM.

I CALLED FOR A BACK UP OFFICER AND OFFICER SCANIO #15840 RESPONDED. WHEN OFFICER SCANIO ARRIVED ON SCENE I INSTRUCTED JASON TO EXIT THE VEHICLE. A PORTION OF THE WEAPON WAS CONCEALED BY HIS T-SHIRT WHEN JASON EXITED THE VEHICLE. I ASKED JASON WHY HIS T-SHIRT WAS OVER HIS GUN AND HE SAID, "I THINK MY SHIRT COVERED IT WHEN I GOT OUT OF THE CAR." I INSTRUCTED JASON TO PLACE HIS HANDS ON HIS HEAD AND INTERLOCK HIS FINGERS AND HE COMPLIED. I THEN PLACED MY LEFT HAND ON TOP OF HIS INTERLOCKED FINGERS AND DISARMED HIM WITH MY RIGHT HAND. AFTER I DISARMED HIM, JASON ASKED, "IS THIS A HIGH RISK STOP?" AND I REPLIED "NO" JASON THEN BEGAN TO COMPLAIN ABOUT THE MANNER IN WHICH I DISARMED HIM. JASON SAID, " I HAVE NEVER HAD MY FINGER`S SEQUEEZED TOGETHER LIKE THAT WHEN BEING DISARMED." I ADVISED JASON THAT I HAVE THE RIGHT TO DISARM ARMED SUBJECTS FOR MY SAFETY AS WELL AS THE FACT THAT I WAS GOING TO RUN A RECORDS CHECK ON HIS GUN. THE HOLSTER HAD TWO SNAPS ON THE OUTSIDE TO SECURE IT TO HIS BELT. THE WEAPON WAS CAMMOFLAUGE PATTERN GLOCK HANDGUN.

A ROUTINE RECORDS CHECK ON JASON DID NOT REVEAL THE WEAPON TO BE STOLEN JASON`S NAME DID NOT RETURN WITH ANY OUTSTANDING WARRANTS. DUE TO THE FACT THAT JASON`S GUN WAS COVERED WITH HIS T-SHIRT WHEN HE EXITED THE VEHICLE I COMPELTED A CITATION FOR ARS 13-3112 AND WHEN I PRESENTED IT TO JASON HE SAID, " I REFUSE TO SIGN IT." OFFICER SCANIO AND I THEN PLACED JASON IN HANDCUFFS AND ADVISED HIM HE CANNOT REFUSE TO SIGN A CRIMINAL CITATION. AS I WAS PLACING JASON IN HANDCUFFS HE SAID, " I DIDN`T KNOW I COULDN`T REFUSE TO SIGN THE CITATION." OFFICER SCANIO ADVISED JASON IT IS HIS DUTY TO KNOW HIS RIGHTS. I PLACED JASON IN THE BACK SEAT OF MY VEHICLE.

SEE OFFICER SCANIO`S SUPPLEMENT FOR DETAILS. I CONTACTED MY SUPERVISOR, SGT. LANDATO #10016. I BRIEFED SGT. LANDATO ON THE INCIDENT AND ADVISED HIM I WOULD RELEASE JASON FROM THE SCENE WITH NO CHARGES BASED ON THE FACT THAT JASON DID ADVISE ME THE GUN WAS AN "OPEN CARRY" BEFORE HE EXITED THE VEHICLE AND THAT IT IS REASONABLE HIS T-SHIRT COULD HAVE COME UN-TUCKED WHILE EXITING THE VEHICLE AND CONCEALED THE WEAPON WITHOUT HIS KNOWLEDGE. THERE WAS NOT A WATCH SUBSCRIPTION IN RECORDS MANAGEMENT ON JASON`S NAME NOR WAS THERE A FILE STOP ON JASON`S NAME IN ACIC. SGT. LANDATO STATED MY DECISION WAS WITHIN THE PARAMETERS OF MY DISCRETION AS A LAW ENFORCEMENT OFFICER.

I INSTRUCTED JASON TO EXIT THE VEHICLE AND ADVISED HIM NO CHARGES WOULD BE FILED BASED ON THE ABOVE LISTED REASONS. JASON STATED HE WOULD GET HIS CONCEALED WEAPONS PERMIT RENEWED AND MADE REFERENCE TO CURRENTLY HAVING FINANCIAL DIFFICULTIES. JASON LEFT THE SCENE WITHOUT INCIDENT.

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Incident/Investigation Supplement Report

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Agency: MPD

Case Number: 2008-0910054

Original Case Officer: (14859) MORA, H

Supplement Date 04/03/2008 21:10:18	Supplement Type SCENE ASSIST	Officer (15840) SCANIO, K	
Approving Officer (15840) SCANIO, K	Date/Time 04/03/2008 21:10:51	Approving Supervisor (10016) LANDATO, A	Date/Time 04/07/2008 07:07:50

SUPPLEMENT NARRATIVE

ON 03/31/2008 I WAS ON ROUTINE PATROL WHEN OFFICER MORA REQUESTED A BACK UP OFFICER TO ASSIST HER ON A TRAFFIC STOP. I RESPONDED TO HER LOCATION IN THE 200 BLOCK OF NORTH MESA DR. WHEN I ARRIVED I OBSERVED THAT OFFICER MORA HAD PULLED OVER A BLACK PASSENGER CAR AND WAS FACING SOUTHBOUND.

OFFICER MORA EXPLAINED TO ME THAT THE DRIVER HAD A HANDGUN ON HIS RIGHT HIP AND THAT SHE NEEDED ASSISTANCE DISARMING HIM FOR THE REMINDER OF THE TRAFFIC STOP. AT THAT TIME THE DRIVER IDENTIFIED AS JASON TODD READY EXITED THE VEHICLE AND COMPLIED WITH OFFICER MORA`S COMMANDS. SHE HAD JASON PLACE HIS HANDS ON TOP OF HIS HEAD AND FACE AWAY FROM HER WHILE SHE REMOVED THE HANDGUN FROM HIS RIGHT HIP. HIS SHIRT HAD FALLEN OVER THE HANDGUN CONCEALING THE WEAPON. JASON INDICATED THAT HE HAD AN EXPIRED CCW PERMIT. AFTER DISARMING JASON WE HAD HIM SIT BACK IN THE DRIVER`S SEAT OF HIS VEHICLE. WHILE OFFICER MORA WAS DISARMING JASON HE BECAME EXTREMELY ARGUMENTATIVE ABOUT WHAT WE WERE DOING. HE ASKED IF THIS HAD BECOME A HIGH RISK STOP. AFTER EXPLAINING TO HIM WHY WE WERE DISARMING HIM IN THAT MANNER HE RELAXED SOMEWHAT. OFFICER MORA THEN RAN A RECORD CHECK ON THE GUN, WHICH INDICATED THAT THE GUN WAS NOT STOLEN. EVERYTHING ELSE CAME BACK NEGATIVE REGARDING JASON`S LICENSE AND VEHICLE.

OFFICER MORA AND I DISCUSSED THE SITUATION AND DETERMINED THAT A CITATION FOR CCW VIOLATION WOULD BE APPROPRIATE IN THIS SITUATION. OFFICER MORA FILLED OUT THE CITATION WHILE I WATCHED JASON AND THE PASSENGER OF THE VEHICLE. ONCE THE CITATION WAS COMPLETED WE ASKED JASON TO EXIT THE VEHICLE. JASON COMPLIED AND WALKED TO THE TRUNK AREA OF HIS VEHICLE AS ASKED. AS OFFICER MORA WAS EXPLAINING THE CITATION JASON INDICATED THAT HE WOULD NOT SIGN THE CITATION. DUE TO HIS REFUSAL TO SIGN HE WAS SECURED IN HANDCUFFS AND PLACED IN THE BACK OF OFFICER MORA`S CAR. I EXPLAINED TO JASON THAT HE CANNOT REFUSE TO SIGN A CRIMINAL CITATION AND THAT IT IS HIS RESPONSIBILITY TO KNOW THE LAW AND IGNORANCE OF IT IS NOT A DEFENSE. JASON AGAIN BECAME ARGUMENTATIVE WITH US AND STATED THAT THE GUN HAD NOT BEEN CONCEALED AND IF HIS SHIRT HAD FALLEN OVER IT THAT WAS NOT HIS INTENTION.

AT THIS TIME OFFICER MORA AND I DISCUSSED THE CITATION AND CHARGES FURTHER AND DETERMINED THAT ALTHOUGH THE HANDGUN MAY HAVE BEEN CONCEALED HIS EXPLANATION WAS PLAUSIBLE THEREFORE WE DID NOT FEEL THAT BOOKING HIM WAS APPROPRIATE AT THIS TIME. SGT LANDATO WAS CALLED TO THE SCENE TO EXPLAIN THE SITUATION FURTHER TO JASON AND ENSURE THAT THERE WAS NO CONFUSION AS TO OUR ACTIONS. THE CITATION WAS VOIDED AND JASON LEFT AT THIS TIME. THE HANDGUN WAS PLACED IN THE TRUNK OF HIS CAR PRIOR TO HIS DEPARTURE.

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